CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on December ______, 2007.

David W. Gomes Reg. No. 27,640

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

Noah J. Ternullo et al.

TC/A.U.:

2613

Appl. No.:

09/930,421

Examiner:

Singh, Dalzid E.

Filed:

August 15, 2001

Confirmation No.:

1551

Title:

METHOD AND APPARATUS FOR INFRARED DATA

COMMUNICATION

Docket No.:

12078-139

Customer No.: 26486

Response to Final Rejection of November 7, 2006

BURNS & LEVINSON LLP (formerly PERKINS, SMITH & COHEN, LLP) 125 Summer Street Boston, MA 02110-1624 (617) 345-3000

TO: Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE E UNDER 37 C.F.R. § 1.116

Sir:

In response to the Final Rejection dated November 7, 2006, allowing claim 85, objecting to claims 3-6, 48, 59-69, and 71-73, and rejecting pending claims 1, 2, 7-11, 29-33, 43-47, 58, 70, and 74-84 in the above-mentioned application, please enter the present response to place the above-referenced application in condition for allowance or, in the alternative, in better form for appeal:

Amendments to the Claims are reflected in the listing of claims that begins on page 2 of this paper.

Remarks/Arguments begin on page 20 of this paper.